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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

James Winston and Martha Winston,  
Husband and Wife,

Plaintiffs,

v.

American Family Mutual Insurance  
Company,

Defendant.

NO. CIV-04-0342-PHX-SMM

**ORDER**

Pending before the Court is Defendant's Motion to Extend the Deadline to File the Joint Proposed Pretrial Order (the "Motion"). (Dkt. 114.) Defense counsel states that the Motion is "reluctantly filed due to plaintiffs' counsel's lack of timely cooperation in preparing these documents." (*Id.* at 1.) The sequence of events and communications described in the Motion supports this assertion.

This is not the first time defense counsel has requested an extension of the deadline on the grounds of plaintiffs' counsel's failure to cooperate in preparing the Joint Proposed Pretrial Order. *See* dkts. 99, 108. Given defense counsel's diligence in requesting extensions, the Court will grant a short extension of the deadline. However, counsel for all parties are informed that the Court will not tolerate any further requests for extensions based on either counsel's failure to cooperate. Accordingly,

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